IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE FOURTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI JUSTICE N.V. RAMANA

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WRIT PETITION NO : 25616 of 1995

Between:

1 K.Ramchandra Naidu, S/o. Ramaiah Naidu, R/o. Rayachoty.
2 S.Parathasarathy, S/o. Venkata swamy, R/o. Rayachoty.
3 L.Sehaiah, S/o. Ramaiah, R/o. Rayachoty.
4 M.P.Kondiaha, S/o. Kondanna, R/o. Rayachoty.
5 Kmd.Mushatafa, S/o. Md. Khan, R/o. Rayachoty.
6 B.Baya Reddy, s/o. Konda Reddy, R/o. Rayachoty.
7 Jakir Hussain, S/o Basha , R/o. Rayachoty.
8 M.Venkata Ramana Naidu, S/o. Venkata Swamy Naidu, R/o. Rayachoty.
9 A.Sri Ramulu Naidu, S/o. Reddaiappa, R/o. Rayachoty.
10 V.Monohar Naidu, S/o. V.R.Naidu, R/o. Rayachoty.
11 N.Sreeramulu, S/o. Subba Ramaiah, R/o. Rayachoty.
12 T.V.Krishna, S/o. Rama Krishna, R/o. Guntur.
13 Jeevan Reddy, S/o. Ravi Reddy, R/o. Proddutoor.
14 B.Obule Reddy, S/o. Rami Reddy, R/o. Proddutoor.
15 P.Pulla Reddy, s/o. Ranga Reddy, R/o. Nanadayal.
16 G.Narayana Rao, S/o. Nageswara Rao, R/o. Kanchikacherla.
17 S.Ismail, S/o. S.Imam Sab, R/o. Rayachoty.
18 M.Talib Ali Khan, S/o.M.D.Khan, R/o. Rayachoty.
19 S.Pedda Balaiah, S/o. Venkata Rao, R/o. Rayachoty.
20 P.Shafi Khan, S/o. P.Budan Khan, R/o. Rayachoty.
21 S.Kalesha, S/o. S.Fakeer Sahab, R/o. Rayachoty.
22 M.Venkata Subbaiah, S/o. Muthaiah, R/o. Rayachoty.
23 S.Md. Yousuf, S/o. S.A.Jabbar, R/o. Rayachoty.
24 S.A.Hameed, S/o. S.A.Munaf, R/o. Rayachoty.
25 K.Prakash Rao, S/o. K. Subbarayudu, R/o. Rayachoty.
26 S.Shafi Ahamed, S/o. S.Manjoor Ahamed, R/o. Rayachoty.
27 M.Satyavathi, W/o. M.Suribabu, R/o. T.P.Gudem.
28 A.Padmavathi, W/o. Srinivas Rao, R/o. Kakinada.
29 G.Chandra Sekhar Naidu, S/o. G.S.Naidu, R/o. Chittoor.
30 V.Madhu Srinivasa Rao, S/o. V.Kotaiah, R/o. Narasaraopet.

..... PETITIONERS

AND

1The Govt. of A.P., REP. by it's Secretary, Transport, R&B(Tr.II)Dept., Secretariat Buildings, Hyderabad.
2The Secretary, Regional Transport Authority, Cuddapah, Cuddapah Dist.
3The Secretary, Regional Transport Authority, Nandayala, Kurnool Dist.
4The Secretary, Regional Transport Authority, Vijayawada, Krishna Dist.
5The Secretary, Regional Transport Authority, Bhimavaram, W.G.Dist.
6The Secretary, Regional Transport Authority, Kakinada, E.G.Dist.
7The Secretary, Regional Transport Authority, Chittoor , Chittoor Dist.
8The Secretary, Regional Transport Authority, Narasraopeta, Guntur Dist.
9The Motor Vehicle Inspector/Asst. Motor Vehicle Inspector, Transport Department, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction, more particularly one in the nature of writ of Mandamus, declaring the G.O.Ms.No.54 ,Transport R&B(Tr.II) Department, dt.31.3.95,in so far as it relates to enhancement of compounding fee of petitioners vehicles bearing Reg. No. AP 04 T 4888,AP 04 T 4488, AP 04 AP 04 T1343, AAD 9888,APD 7888, ADD5245, ADD9655, AAD9585, AP 04 T953, AP 04 T5005,AP 04 T2816,AP 04 T425, AP 04 T0032,AP 04 T4509,AP 04 T3573,AP 04 T4568,AP 04 T4225,AP 04 T4325,AP 04 U 2479, AP 04 U 4311,AP 04 T 7727,AP 04 T1020,AP 04 T 1212,AP 04 T0167,AP 04 T1699,AP 04 T4635,AP 04 T3965,AP 04 T4611,AP 16 T972,ABV 5166,AP 03 T2535,AP 7 U 457 respectively as illegal, arbitrary and violative of Rule 217(2) of A.P.M.V.Act, 1989 and pass.

Counsel for the Petitioners: MR.V.SAMBA MURTHY

Counsel for the Respondents: GP FOR TRANSPORT

The Court made the following :

ORDER:

None appears for the petitioners. It is represented by the learned Government Pleader that in view of the issuance of G.O,Ms.No. 69 Transport R & M (Tr-II) Department, dated 21-5-2001 subsequently by the Government, this matter has become infructuous.

Recording the same, the writ petition is dismissed as having become infructuous. No costs.

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N.V. RAMANA, J

Dt 04-10-2004

Kvrk/svv

To

1 The Secretary, Transport, R&B(Tr.II)Dept., Govt. of A.P.,

Secretariat Buildings, Hyderabad.
2 The Secretary, Regional Transport Authority, Cuddapah, Cuddapah Dist.
3 The Secretary, Regional Transport Authority, Nandayala, Kurnool Dist.
4 The Secretary, Regional Transport Authority, Vijayawada, Krishna Dist.
5 The Secretary, Regional Transport Authority, Bhimavaram, W.G.Dist.
6 The Secretary, Regional Transport Authority, Kakinada, E.G.Dist.
7 The Secretary, Regional Transport Authority, Chittoor , Chittoor Dist.
8 The Secretary, Regional Transport Authority, Narasraopeta, Guntur Dist.
9 The Motor Vehicle Inspector/Asst. Motor Vehicle Inspector,

Transport Department, Hyderabad.

10. Two CCs to GP for Transport, High Court Buildings, Hyderabad(OUT)

11. Two CD copies.

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HON'BLE SRI JUSTICE N.V. RAMANA

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WRIT PETITION NO. 25616 OF 1995

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04th OCTOBER 2004